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To: Group 1638 ATTN: M. AHMED IBRAHIM From: Pat Sweeney

Fax: 571-273-8300

Pages: 3 + cover

Phone:

Date: February 3, 2006

Re: USSN 10/713,381

CC:

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PLEASE FIND ATTACHED:

1. RESPONSE TO NOTICE
2. TWO PAGES OF CLAIMS

THANK YOU

I certify the foregoing documents were sent by facsimile transmission to the above-identified fax number on the date indicated below.

Patricia A. Sweeney
2/3/06

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Case No. 0578RC-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Albertsen et al.

Serial No.: 10/713,381

Filed: November 14, 2003

For: Male tissue-preferred regulatory sequences
of MS45 gene and method of using same

Art Unit: 1638

Examiner: M. Ahmed Ibrahim

Confirmation no. 1318

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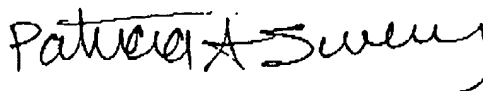
RESPONSE TO NOTICECommissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice of Non-Compliant Amendment of January 25, 2006,
please find attached a listing of claims which references cancelled claims 1-22.

Please direct any questions or concerns to the attorney of record identified below.

Respectfully submitted,



Patricia A. Sweeney

Reg. no. 32,733

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CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this document is sent by facsimile transmission to the US Patent Office, Group 1638, ATTN: M.
Ahmed Ibrahim, at 571-273-8300 on the date indicated below.

February 3, 2006
Date
Patricia A. Sweeney

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